

1 KIMMEL & SILVERMAN, P.C.

2 Joseph D. Steward, III (337385)  
3 1055 West 7th Street, 33rd Floor  
4 Los Angeles, California 90017  
5 Telephone: 215-540-8888 x 134  
6 Facsimile: 215-540-8817  
7 [jsteward@creditlaw.com](mailto:jsteward@creditlaw.com)

8 Craig T. Kimmel, Esq. (*pro hac vice*)  
9 Jacob U. Ginsburg, Esq. (*pro hac vice*)  
10 30 E. Butler Ave.  
11 Ambler, Pennsylvania 19002  
12 [kimmel@creditlaw.com](mailto:kimmel@creditlaw.com)  
13 [jginsburg@creditlaw.com](mailto:jginsburg@creditlaw.com)  
14 [teamkimmel@creditlaw.com](mailto:teamkimmel@creditlaw.com)

15 BUTSCH ROBERTS & ASSOCIATES LLC

16 Christopher E. Roberts (*pro hac vice*)  
17 231 S. Bemiston Avenue, Suite 260  
18 Clayton, Missouri 63105  
19 Phone: (314) 863-5700  
20 Fax: (314) 863-5711  
21 CRoberts@butschroberts.com  
22 *Attorneys for Plaintiff*

23 NOLAN HEIMANN LLP

24 Jordan Susman, Esq. (SBN 246116)  
25 Margo Arnold, Esq. (SBN 278288)  
26 16000 Ventura Boulevard, Suite 1200  
27 Encino, California 91436  
28 Telephone: (818) 574-5710  
Facsimile: (818) 574-5689  
[jsusman@nolanheimann.com](mailto:jsusman@nolanheimann.com)  
[marnold@nolanheimann.com](mailto:marnold@nolanheimann.com)  
*Attorneys for Defendants*

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

KRISTEN HALL, individually, and on ) Case No.: 2:21-cv-01997-JAM-AC  
behalf of all others similarly situated, )

Plaintiff, )

v. )

**STIPULATION OF DISMISSAL OF  
COUNT I**

SMOSH DOT COM, INC. d/b/a )  
SMOSH and MYTHICAL )  
ENTERTAINMENT, LLC )

Defendants. )

U.S District Judge John A. Mendez

Plaintiff, Kristen Hall and Defendants Smosh Dot Com, Inc. d/b/a Smosh  
and Mythical Entertainment, LLC, hereby stipulate to dismiss Count I of Plaintiff's  
Amended Complaint, which is asserted under 47 U.S.C. § 227(b). In connection  
with the dismissal of Count I, the Parties further stipulate that Plaintiff will not  
seek to certify the sub-class identified as the "ATDS class" in paragraph 50 of the  
Amended Complaint.

**IT IS SO STIPULATED:**

Dated: April 10, 2022 KIMMEL & SILVERMAN,  
P.C.

By: /s/ Joseph D. Steward, III  
Joseph D. Steward, III, Esq. (337385)  
1055 West 7th Street, 33rd Floor  
Los Angeles, California 90017  
Phone: 215-540-8888  
Facsimile: 877-788-2864

Email: [jsteward@creditlaw.com](mailto:jsteward@creditlaw.com)

*/s/ Craig T. Kimmel*

Craig T. Kimmel (pro hac vice)

*/s/ Jacob U. Ginsburg*

Jacob U. Ginsburg (pro hac vice)

30 E. Butler Ave.

Ambler, Pennsylvania 19002

[kimmel@creditlaw.com](mailto:kimmel@creditlaw.com)

[jginsburg@creditlaw.com](mailto:jginsburg@creditlaw.com)

[teamkimmel@creditlaw.com](mailto:teamkimmel@creditlaw.com)

BUTSCH ROBERTS & ASSOCIATES LLC

*/s/ Christopher E. Roberts*

Christopher E. Roberts, Esq. (pro hac vice)

231 S. Bemiston Avenue, Suite 260

Clayton, Missouri 63105

Phone: (314) 863-5700

[CRoberts@butschroberts.com](mailto:CRoberts@butschroberts.com)

*Attorneys for Plaintiff*

NOLAN HEIMANN LLP

*/s/ Jordan Susman*

Jordan Susman, Esq. (SBN 246116)

Margo Arnold, Esq. (SBN 278288)

16000 Ventura Boulevard, Suite 1200

Encino, California 91436

Telephone: (818) 574-5710

[jsusman@nolanheimann.com](mailto:jsusman@nolanheimann.com)

[marnold@nolanheimann.com](mailto:marnold@nolanheimann.com)

*Attorneys for Defendants*